

**BAKER & HOSTETLER LLP**

45 Rockefeller Plaza  
New York, NY 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201  
David J. Sheehan  
Nicholas J. Cremona

*Attorneys for Irving H. Picard, Trustee for the  
Substantively Consolidated SIPA Liquidation of  
Bernard L. Madoff Investment Securities LLC  
and the Chapter 7 Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES, LLC,

Defendant.

In re:

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Debtor.

Adv. Pro. No. 08-01789 (CGM)

SIPA Liquidation

(Substantively Consolidated)

**NOTICE OF AGENDA FOR MATTERS SCHEDULED  
FOR HEARING ON FEBRUARY 15, 2023 AT 10:00 A.M.**

**UNCONTESTED MATTERS**

1. **10-05355; Picard v. ABN AMRO Bank (Ireland) Ltd., et al.**

A. Notice of Adjournment of Hearing RE: Notice of Hearing to consider Order of U.S. District Court Judge Colleen McMahon on 5/2/2022. Re: DECISION AND ORDER: For the foregoing reasons, the Bankruptcy Courts decision denying the Trustees motion to amend is vacated and remanded for further proceedings in

accordance with the Citibank decision. The clerk is directed to close this appeal. This constitutes the decision and order of the court. This is a written opinion filed by Clerk of Court, United States Bankruptcy Court, SDNY; hearing no held and adjourned to 2/15/2023 at 10:00 AM at Videoconference (ZoomGov) (CGM) (Ashmeade, Vanessa). (Entered: 11/23/2022) [ECF No. 229]

**Status:** This matter is going forward.

### **CONTESTED MATTERS**

1. **10-05355; Picard v. ABN AMRO Bank (Ireland) Ltd., et al.**

- A. Memorandum of Law in Support of ABN Ireland's Motion to Dismiss the Second Amended Complaint filed by Christopher Harris on behalf of ABN AMRO Bank (Ireland) Ltd. (f/a/a Fortis Prime Fund Solutions Bank (Ireland) Limited), ABN AMRO Custodial Services (Ireland) Ltd. (f/k/a Fortis Prime Fund Solutions Custodial Services (Ireland) Ltd.) (Filed: 8/19/2022) [ECF No. 209]
- B. Declaration of Thomas J. Giblin in Support of ABN Ireland's Motion to Dismiss the Second Amended Complaint filed by Christopher Harris on behalf of ABN AMRO Bank (Ireland) Ltd. (f/a/a Fortis Prime Fund Solutions Bank (Ireland) Limited), ABN AMRO Custodial Services (Ireland) Ltd. (f/k/a Fortis Prime Fund Solutions Custodial Services (Ireland) Ltd.) (Filed: 8/19/2022) [ECF No. 210]

**Opposition Due:** October 18, 2022

**Opposition Filed:**

- C. Trustee's Opposition to Defendants' Motion to Dismiss filed by Regina Griffin on behalf of Irving H. Picard (Filed: 10/18/2022) [ECF No. 214]
- D. Declaration of Regina Griffin in Support of the Trustee's Opposition to Defendants' Motion to Dismiss filed by Regina Griffin on behalf of Irving H. Picard (Filed: 10/18/2022) [ECF No. 215]

**Replies Due:** December 5, 2022

**Replies Filed:**

- E. Reply Memorandum of Law in Support of ABN Ireland's Motion to Dismiss the Second Amended Complaint filed by Christopher Harris on behalf of ABN AMRO Bank (Ireland) Ltd. (f/a/a Fortis Prime Fund Solutions Bank (Ireland) Limited), ABN AMRO Custodial Services (Ireland) Ltd. (f/k/a Fortis Prime Fund Solutions Custodial Services (Ireland) Ltd.) (Filed: 12/5/2022) [ECF No. 230]

**Related Documents:**

- F. Stipulation and Order signed on 6/13/2022. (DuBois, Linda) (Entered: 06/13/2022) [ECF No. 203]
- G. Notice of Motion to Dismiss filed by Christopher Harris on behalf of ABN AMRO Bank (Ireland) Ltd. (f/a/a Fortis Prime Fund Solutions Bank (Ireland) Limited), ABN AMRO Custodial Services (Ireland) Ltd. (f/k/a Fortis Prime Fund Solutions Custodial Services (Ireland) Ltd.) (Filed: 8/19/2022) [ECF No. 208]
- H. Notice of Hearing on Motion to Dismiss filed by Christopher Harris on behalf of ABN AMRO Bank (Ireland) Ltd. (f/a/a Fortis Prime Fund Solutions Bank (Ireland) Limited), ABN AMRO Custodial Services (Ireland) Ltd. (f/k/a Fortis Prime Fund Solutions Custodial Services (Ireland) Ltd.) (Filed: 8/19/2022) [ECF No. 213]
- I. Stipulation and Order to Adjourn Argument Date signed on 11/22/2022 (DuBois, Linda) (Entered: 11/22/2022) [ECF No. 222]

**Status:** This matter is going forward.

Dated: February 10, 2023  
New York, New York

Respectfully submitted,

*/s/ Nicholas J. Cremona*  
**Baker & Hostetler LLP**  
45 Rockefeller Plaza  
New York, New York 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201  
David J. Sheehan  
Email: dsheehan@bakerlaw.com  
Nicholas J. Cremona  
Email: ncremona@bakerlaw.com

*Attorneys for Irving H. Picard, Trustee for  
the Substantively Consolidated SIPA  
Liquidation of Bernard L. Madoff Investment  
Securities LLC and the Chapter 7 Estate of  
Bernard L. Madoff*